

1762 Technology Drive  
Suite 226  
San Jose, CA 95110  
Tel. 408-392-9250  
Fax 408-392-9262

2402 Michelson Drive  
Suite 210  
Irvine, CA 92612  
Tel. (949) 752-7040  
Fax (949) 752-7049

## MacPherson Kwok Chen & Heid LLP

### FACSIMILE COVER SHEET

Date:	August 6, 2004		
To:	Office of Finance-Refund Branch	Fax Telephone #:	(703) 308-5077
		Office Telephone #:	(703) 305-4229
From:	Edward Kwok	Date Sent:	August 6, 2004
Subject:	Docket Number# M-15218-3C US	Time Sent:	
Client:		Fax Operator:	AD

This transmittal consists of 1 total page(s), including this cover sheet.

#### Message:

Please disregard our fax request dated on July 21, 2004. We had inaccurately requested for the wrong refund amount. The correct refund amount should be \$55.00

Our deposit account# 502257 has been incorrectly charged of \$55.00

Date	Seq	Posting Ref Text	Docket Nbr	Fee Code	Amount	
07/12	53	10602555	M-15218-3C US	1814	\$110.00	Incorrect

The fee of \$110.00 is for a Statutory Disclaimer for a large entity. However, our filing docket number M-15218-3C US is a small entity. Please deposit \$55.00 back into our account.

If you have any further questions please do not hesitate to contact me.

Respectfully,

Edward Kwok

**BEST AVAILABLE COPY**

If you do not receive all pages, please call (408) 392-9250

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENT(S) NAMED ABOVE. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION, AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR AN AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING  
REJECTION OVER A PRIOR PATENT**

Docket Number (Optional)  
M-15218-3C US

In re Application of: Lothar U. Kempen  
Application No.: 10/602,555  
Filed: June 23, 2003  
For: IMAGING APPARATUS AND METHOD

The owner\*, Maven Technologies, LLC, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. US 6,594,011 B1. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

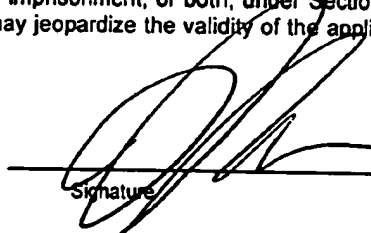
In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate.

1. ☒ For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☐ The undersigned is an attorney or agent of record.

  
\_\_\_\_\_  
Signature  
May 14, 2004  
\_\_\_\_\_  
Date  
\_\_\_\_\_  
William R. Rassman  
\_\_\_\_\_  
Typed or printed name  
\_\_\_\_\_  
(310) 553-9113  
\_\_\_\_\_  
Telephone Number

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) included.

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

\*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).  
Form PTO/SB/96 may be used for making this certification. See MPEP § 324.

This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

07/12/2004 ZJUHARI 00000042 502257 10602555

02-FC:1814 110.00 DA

**BEST AVAILABLE COPY**

07/12/2004 11:00 AM 00000042 502257 10602555  
02-FC:1814 110.00 DA